



SEP 12 2006 4:24PM

No.5384 P. 3/5

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) : Chien-Sheng Chou
TITLE : CUSTOMIZABLE REMOTE ORDER
ENTRY SYSTEM AND METHOD
APPLICATION NO. : 09/768,148
FILED : January 23, 2001
CONFIRMATION NO. : 3609
EXAMINER : Boris M. Pesin
ART UNIT : 2174
NOTICE OF ALLOWANCE : July 14, 2006
ATTORNEY DOCKET NO. : A-0772-US-NP
XERZ 2 00395

RESPONSE TO STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail Stop Issue Fee

Dear Sir:

Applicants gratefully acknowledge the indication as to the allowance of the present application.

Applicants do, however, not acquiesce to the reasons set out in the Statements of Reasons for Allowance. Particularly, the Examiner has indicated that the claims are allowed by importing an interpretation into the claims in relation to the prior art that may place an unwarranted limiting interpretation upon the claims. Such a characterization of the claims in view of the prior art would not properly take into account the applicants' claimed invention as reflected in the specification. Further, while applicants believe that the claims are allowable, applicants do not acquiesce that patentability resides only in the features, exactly as expressed in the claims, nor that each feature of the claims is required for patentability.

BEST AVAILABLE COPY



Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

9/12/2006
Date

Patrick R. Roche
Patrick R. Roche, Reg. No. 29,580
Jeffrey N. Zahn, Reg. No. 54,864
1100 Superior Avenue, 7th Floor
Cleveland, Ohio 44114-2579
(216) 861-5582

CERTIFICATE OF MAILING OR TRANSMISSION	
<p>I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being</p> <p><input type="checkbox"/> deposited with the United States Postal Service "Express Mail" service under 37 CFR 1.10, addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.</p> <p><input checked="" type="checkbox"/> transmitted to the USPTO by facsimile in accordance with 37 CFR 1.18 on the date indicated below.</p>	
Express Mail Label No.:	Signature: <u><i>Christie L. Cermak</i></u>
Date: September 12, 2006	Name: Christie L. Cermak

BEST AVAILABLE COPY